

CHAPTER 57

HOUSE MOVING

1. **PERMIT REQUIRED.** No person, firm or corporation shall move any building or structure along or across any street or alley or other public place without a permit therefor.

2. **APPLICATION.** Application for permit hereunder shall be made to the Finance Department and shall state the location of the building to be moved, its length, width and height in feet, and the principal material of its walls and of its roof, the route proposed to be followed and the mode of transportation to be used, together with applicant's experience in such work. The permit may direct what streets shall be used.

(Amended, Ordinance No. 89-42, May 1, 1989)

3. **BOND AND INSURANCE.** No permit shall be granted until applicant shall file his bond, payable to the City, in the penal sum of Ten Thousand Dollars (\$10,000), with a corporate surety to be approved by the City Manager, and conditioned, among other things, that said applicant will pay any and all damage caused by him; that he will move the same without delay; that he will cut no trees except as herein provided; that he will follow the route designated by the permit; that he will save, indemnify, and hold the City harmless against any and all liabilities, judgments, costs and expenses which may accrue against the City in consequence of the granting of such permit; and that he will in all things strictly comply with the conditions of the permit and with all ordinances of the City. Said permittee shall also provide the City with evidence of

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insurance showing the City as a named co-insured on a policy of general liability with limits not less than \$1,000,000 per occurrence, and \$1,500,000 aggregate, for bodily injury and property damage combined.

(Amended, Ordinance No. 89-35, April 7, 1989)

4. **FEE.** The fee for issuing each permit shall be as follows: For a one-story structure not larger than twelve feet by twenty feet, Ten Dollars (\$10.00); for a one-story structure not larger than twenty-four feet by twenty feet, Fifteen Dollars (\$15.00); and for any larger structure, Fifty Dollars (\$50.00).

5. **SHADE TREES.** No shade tree shall be removed, or the branches thereof cut or trimmed, in order to facilitate the moving of a building, except with the written consent of the Public Works Director. (Amended, Ordinance No. 2010-03; Ordinance No. 2000-63)

6. **WIRES AND CABLES.** Whenever in the moving of any building along the route specified, it shall become necessary to cut, disconnect, remove or disturb any wires, guys, or cables over or across any of the streets or alleys along the line of such route, seventy-two hours notice in writing shall be given by the permittee to all persons, companies, or corporations, including the City, owning, using or controlling any such wires, guys or cables, of the time when such building or structure will arrive at any given point on any such street or alley overhung by wires, guys or cables, and that such wires, guys or cables must be cut, removed or disconnected by the time designated in such notice for the building or structure to arrive at that point, and in case of failure of the owner, user or controller of such wires, guys or cables thus notified to cut, remove, disconnect any such wires, guys or cables at the time appointed, then the City may remove or disconnect any or all such wires, guys or cables, or cause the same to be done, and shall mend, re-connect and replace the same after the building has passed. The permittee shall

pay all costs and expense incident to and occasioned by the cutting, disconnecting, removing or disturbing of any such wires, guys, and cables, and the reconnecting or replacing of same, and in default of payment within a reasonable time after demand, then recourse may be had for the collection of same to the sureties on the permittee's bond.

7. **COST OF BUILDING.** No structure in the City shall be moved along or across any street or alley or any public place within the City unless the Public Works Director shall have determined, in writing, that said building is worth at least 50% of the cost of a new building of like size and character. No building not worth 50% of the cost of a similar new building shall be removed. (Amended, Ordinance No. 2009-39; Ordinance No. 2000-63)

8. **SIZE OF BUILDING.** Where the house or building sought to be removed is found to be of such size and character that the removal of the same over the proposed route would blockade traffic or materially injure such street or streets, then a permit to remove such house or building shall be refused.

9. **FIRE LIMITS.** No house or building shall be moved from outside of the fire limits of the City to a location within said fire limits in the City, nor shall the route prescribed in any permit or license extend into or through said fire limits; provided, however, nothing in this section contained shall be taken to prohibit issuance of a permit for the moving of any house or building from inside of said fire limits to a location outside.

10. **POLICE ESCORT.** No building shall be removed as provided herein without a police escort if such is determined to be necessary by the Chief of Police. In making such determination, said officer shall consider the size of the building, the route to be traveled, and any factors affecting the safety of persons and property. The permittee shall reimburse the City for all reasonable costs, including wages, incurred in the provision of such escort.

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11. **PENALTY.** Any person, firm or corporation who shall violate any of the provisions of this Chapter shall be fined not less than One Hundred Fifty Dollars (\$150.00) nor more than Five Hundred Dollars (\$500.00) for each offense and each day on which a violation occurs or continues shall be considered a separate offense. In addition thereto, for every day any structure is permitted to be moved shall remain upon any street, alley or public place after the expiration of the time specified in the permit, the permittee therein named shall be subject to a further penalty of not less than One Hundred Fifty Dollars (\$150.00) nor more than Five Hundred Dollars (\$500.00) for each such day. (Amended, Ordinance No. 2011-72, October 31, 2011)